

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: McArthur et al.
Serial No.: 10/727,018
Customer No.: 33123
Confirmation No.: 4422
Filed: December 2, 2003
For: **METHOD AND
APPARATUS FOR SELF-
REFERENCED
PROJECTION LENS
DISTORTION MAPPING**
Art Unit: 2877
Examiner: Zandra V. Smith

CERTIFICATE OF MAILING PURSUANT TO
37 CFR 1.8

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TERMINAL DISCLAIMER

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Sir:

In response to the Office Action mailed October 19, 2004 in connection with the
above-identified application, Applicant requests entry of the attached Terminal
Disclaimer to obviate a double patenting rejection.

Respectfully submitted,
HELLER, EHRMAN, WHITE & McAULIFFE LLP

By: Alan C. Gordon
Alan C. Gordon
Registration No. 51,220

Attorney Docket No.: 38203-6080C
Address all correspondence to:
David A. Hall
HELLER, EHRMAN, WHITE & McAULIFFE LLP
4350 La Jolla Village Drive, 7th Floor
San Diego, California 92122-1246
Telephone: (858) 450-8400 Facsimile: (858) 450-8499
EMAIL: dhall@hewm.com



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**TERMINAL DISCLAIMER TO OBIATE A DOUBLE PATENTING
REJECTION OVER A "PRIOR" PATENT**

Docket Number (Optional)

38203-6080C

In re Application of: McArthur et al.

Application No.: 10/727,018

Filed: 12/02/2003

For: Method and Apparatus for Self-Referenced Projection Lens Distortion Mapping

The owner*, Litel Instruments, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term **prior patent** No. 6,513,986 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said **prior patent** is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the **prior patent** are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the **prior patent**, "as the term of said **prior patent** is presently shortened by any terminal disclaimer," in the event that said **prior patent** later:

- expires for failure to pay a maintenance fee;
- is held unenforceable;
- is found invalid by a court of competent jurisdiction;
- is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;
- has all claims canceled by a reexamination certificate;
- is reissued; or
- is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

1. ☐ For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record. Reg. No. 51,220

Signature

Date

Alan C. Gordon
Typed or printed name848-450-8400
Telephone Number

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) included.

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Form PTO/SB/96 may be used for making this certification. See MPEP § 324.

This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.